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FEDERAL COMMUNICATIONS COMMISSION FEDERAL COMMUNICATIONS COMMISSION Before the

OFFICE OF THE SECRETARY

In the Matter of

Implementation of Sections of the Cable Television Consumer Protection Act of 1992 --Rate Regulation

MM Docket No. 92-266

To:

The Commission - MAIL STOP 1170

SUPPLEMENT TO PETITION FOR RECONSIDERATION

- On June 21, 1993, Inland Bay Cable TV Associates ("Inland") filed a petition for reconsideration of the Commission's Report and Order in the above-captioned proceeding, FCC 93-177, released May 3, 1993. $\frac{1}{2}$
- 2. Inland's petition noted that its rates for basic cable service are significantly lower than those of other systems near its franchise area, and Inland should not be punished for its past good conduct with regard to rates by being required to roll back its rates in a way that allows its neighboring systems to continue to charge more than it does. In support of Inland's position, submitted herewith is the affidavit of a general partner, providing details as to Inland's specific rates for

Inland petitioned for reconsideration without having filed comments in the initial stages of the rule making. submitted that Inland's petition should be accepted and considered notwithstanding Section 1.106(b)(1) of the Rules,

basic service and the rates for the same service of nearby cable systems operated by others.

Respectfully submitted,

Peter Tannenwald

Kathleen L. Franco

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Counsel for Inland Bay Cable TV Associates

July 7, 1993

DECLARATION OF PETER H. OTTMAR

PETER H. OTTMAR hereby declares as follows:

- 1. I am a general partner of Inland Bay Cable TV Associates ("Inland").
- 2. I have read the "Petition for Reconsideration" in MM Docket No. 92-266, filed June 21, 1993, on behalf of Inland. The facts stated there in are true and correct to the best of my knowledge and belief.
- 3. Attached hereto is a chart of the basic service rates currently charged by cable TV systems operating near the

| Company | Community | Super Basic Total Charge | # Channels on Super Basic | Super Basic Ratter Oct. 1, 19 |
|-----------------|-----------------------------|-----------------------------|------------------------------|-------------------------------|
| Inland Cable | Attleboro | \$20.25 | 42 | |
| | Rehoboth | \$17.95 | • | • |
| Cox Cable | Crematon Johnston | \$21.88 | 47 | |
| | Burriville & Glocester | \$24.56 | • | |
| Cable Vision | Scekonk | \$22.95 | 51 | \$22.45* |
| Industries | Mansfield | \$23.95 | J1 . | \$23.45* |
| Transmics | Foxboro | \$23.95 | i | \$23.45* ' |
| | Wrenthezn | \$23.95 | | \$23.45° |
| East Providence | East Providence | \$20.95 | 46 | \$21.80 |
| Cable | | | | |
| Colony | Pawtucket | \$25.68 | 49 | |
| | N | 40.7.40 | | |
| Dimension | Providence N. Providence | \$25.62 \$25.62 | 43 | \$23.62* |
| ì | . Warwick | \$25.62 \$25.62 | | |
| · | W. Warwick | \$25.62 | | |
| | | | | |
| TCI | Lincoln | \$25,80 | 44 | \$23.54° |
| | Cumberland | \$25.80 | 77 | 323.34 |
| | Woonsocket | \$25.80 | | |
| | Central Fails | \$25.80 | | |
| | Newport | \$25.80 | • | |
| TCI | North Attieboro | \$22.87 | 45 | |
| | Taunton | \$22.87 | 42 | |

^{*}Approximate range/not exact price